

Session of the Thirty-second Legislature of the State of Texas, 1911, and as amended by Chapter 189 of the Regular Session of the Thirty-fifth Legislature, 1917, be so amended as to hereafter read as follows:

Section 8. The official shorthand reporter of each judicial district in Bexar and Travis Counties shall receive a salary of \$1800.00 per annum, in addition to the compensation for transcript fees as provided for in this Act, said salary to be paid monthly by the commissioners' court of the county, out of the general fund of the county, upon the certificate of the district judge. Provided, however, in other judicial districts composed of one county, the official shorthand reporter shall receive a per diem compensation of five dollars for each and every day he shall be in attendance upon the court for which he is appointed, in addition to the compensation for transcript fees as provided for in this Act. Said compensation shall be paid monthly by the commissioners' court of the county in which the court sits, out of the general fund of the county, upon the certificate of the district judge; provided, further, however, that in the Twenty-second, Twenty-fifth and Twenty-sixth Judicial Districts and the Criminal District Court of Travis and Williamson counties the official shorthand reporter shall receive a salary of \$1800.00 per annum, in addition to the compensation for transcript fees as provided for in this Act. Said salary shall be paid monthly by the counties of the district in proportion to the number of weeks provided by law for holding court in the respective counties; and provided further that in all other judicial districts in this State composed of two or more counties the official shorthand reporter shall receive a salary of \$1500.00 per annum, in addition to the compensation for transcript fees as provided for in this Act. Such salary shall be paid monthly by the counties of the district in proportion to the number of weeks provided by law for holding court in the respective counties. Provided that in a district wherein any county in the district the term may continue until the business is disposed of, each county shall pay in proportion to the time court is actually held in such

county. Provided that when any criminal case is appealed and the defendant is not able to pay for a transcript as provided for in Section 5 of this Act, or to give security therefor, he may make affidavit of such fact and upon the making and filing of such affidavit, the court shall order the stenographer to make such transcript in duplicate, and deliver them as herein provided in civil cases, but the stenographer shall receive no pay for same; provided, that should any such affidavit so made by such defendant be false he shall be prosecuted and punished as is now provided by law for making false affidavits. In any civil case where the appellant or plaintiff in error has made the proof required to appeal his case without bond, such appellant or plaintiff in error may make affidavit of such fact, and upon the making and filing of such affidavit, the court shall order the stenographer to make a transcript as provided in Section 5 of this Act, and deliver same as herein provided in other cases, but the stenographer shall receive no pay for same; provided, that should any such affidavit so made by such appellant or plaintiff in error be false he shall be prosecuted and punished as is now provided by law for making false affidavits.

Section 2. On account of the near approach of the end of the Special Session and the crowded condition of the calendar, creates an emergency that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this Act be in full force and effect from and after its passage, and it is so enacted.

NINETEENTH DAY.

Senate Chamber,
Austin, Texas,
Monday, May 14, 1917.

The Senate met at 9:30 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Buchanan of Bell.
Bee.	Buchanan of Scurry

Caldwell.	King.
Clark.	Lattimore.
Dayton.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Hudspeth.	Sulter.
Johnson of Hall.	Westbrook.
Johnston of Harris	Woodward.

Absent—Excused.

Alderdice.	Harley.
Hall.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnson of Hall.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office.

Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator C. B. Hudspeth and Hon. R. M. Dudley, I hereby submit for your consideration a bill, hereto attached, being an Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads and branches, or any part thereof, within the time required by law.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Executive Session—Time Set.

Senator Johnston of Harris moved that the Senate go into executive session at 10:30 o'clock next Thursday morning, May 17, for the purpose of consideration of appointments of notaries public as made by the Governor.

The motion prevailed.

Bills and Resolutions.

By Senator Hudspeth:

S. B. No. 70, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed, or are about to fail, to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency."

Read first time and referred to Committee on Labor.

By Senator Parr:

S. B. No. 71, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Section 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of Court in the Criminal and Civil District Courts for the counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the District Courts in Willacy and Cameron Counties and to repeal all laws in conflict herewith, and declaring a emergency."

Read first time and referred to Committee on Judicial Districts.

Senate Concurrent Resolution No. 17.

By Senator Buchanan of Scurry:

Be it resolved by the Senate, the House of Representatives concurring, that Hon. Joe Burkett, Judge of the Forty-second Judicial District of Texas, be and he is hereby granted leave of absence from the State during the month of June, 1917.

The resolution was read and adopted.

Simple Resolution No. 41.

Whereas, the Hon. R. M. Gilmore is in the city, therefore be it resolved he be invited to address the

Senate and the courtesies of the Senate be extended to him.

HUDSPETH.
JOHNSON of Hall.
LATTIMORE.

The resolution was read and adopted. The Chair appointed Senators Hudspeth, Johnson of Hall and Lattimore to conduct Mr. Gilmore to President's stand whereupon he addressed the Senate briefly.

Morning call concluded.

House Bill No. 20.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 20, A bill to be entitled "An Act to appropriate certain sums of money out of the general funds of the State, not otherwise appropriated, for the fiscal year beginning September 1, 1917, and September 1, 1918, to be used for the purpose of the inspection and eradication of citrus canker and other dangerous diseases and pests now threatening the destruction of the citrus industry in this State, and in order to secure a like appropriation from the Federal government for the same purpose."

The committee report carrying amendments and that the bill be printed in the Journal only was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 20 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Johnston of Harris.
Bee.	Lattimore.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Clark.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Gibson.	Strickland.
Henderson.	Sulter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Caldwell.	King.
Decherd.	McCollum.
Floyd.	

Absent—Excused.

Alderdice.	Harley.
Hall.	

The bill was laid before the Senate, read third time and, on motion of Senator Parr, was passed finally.

House Bill No. 13.

The Chair laid before the Senate as pending business:

H. B. No. 13, A bill to be entitled "An Act making appropriations to pay salaries, etc. of certain educational institutions."

On motion of Senator Hudspeth the budgets for the following institutions were considered and adopted being voted on separately:

College of Industrial Arts.
Sam Houston State Normal.
North Texas State Normal.
Southwest Texas State Normal.
East Texas Normal College.

Senator Westbrook offered the following amendment which was read and adopted:

(3) Amend House Bill No. 13, as amended by adding in the caption after the words, "West Texas Normal School" the following "East Texas Normal College."

John Tarleton Agricultural College.

Senator Woodward offered the following amendment:

Amend Senate Bill No. 11 as follows:

By striking out, on line 20, page 9, the figures \$50,000 and inserting in lieu thereof the figures \$100,000.

Senator Page made the point of order that the amendment is to the committee report which has been adopted, and which cannot be amended unless the vote by which same was adopted is rescinded.

The point of order was sustained.

Senator Woodward offered the following amendment which was read and adopted:

(4) Amend by striking out the item for the erection of agricultural building John Tarleton College, Stephenville, Texas, the figures \$50,000 and inserting in lieu thereof \$100,000.

Senator Hudspeth offered the following amendments which were read and adopted being voted on separately.

(5) Amend the bill by striking out the words "and a citizen of this State under the laws of this State" as follows:

Lines 13 and 14 page 39.
 Lines 22 and 23 page 59.
 Lines 26 and 27 page 64.
 Lines 24 and 25 page 70.
 Lines 31 and 32 page 73.
 Lines 32 page 77.
 Line 1 page 78.
 Line 13 page 81.
 Line 27 page 86.
 Line 17 page 89.
 Lines 30 and 31 page 92.

HUDSPETH.

(6) Amend Senate Bill No. 11, page 93, and insert between lines 13 and 14 the following:

In addition to the appropriations made by this Act, for the support of the several State normals, the Board of Education is hereby authorized to direct and to permit each of said normals to collect from each student attending the same for each year an incidental fee not to exceed the sum of \$15.00 and shall direct how the same may be applied.

Provided, that all new buildings authorized by this Act and for which appropriations are hereby made shall be of fireproof construction and all plans and specifications for the erection of buildings and for the installation of fire protection shall be subject to the approval of the State Fire Insurance Commission.

Provided, that the purchase of equipment and furniture for buildings authorized to be constructed, added to or improved by this bill, and of material and equipment for the installation of fire protection, shall be contracted for by the State Purchasing Agent in accordance with the provisions of Chapter 1, of Title 125, of the Revised Civil Statutes of 1911.

Sec. 2. Provided, that no money herein or hereby appropriated for any purpose shall be paid out to any person directly or indirectly upon any contract or agreement made or existing between such person and the board authorizing the payment of same, where any member of such board is of kin to such person by blood or marriage or where such person is directly or indirectly indebted to any member of such board.

Sec. 3. The fact that the regular session of the Thirty-fifth Legislature adjourned without passing the general appropriation bill, and the further fact that public policy requires that proper provision be made for the maintenance and support of the State institutions, with as little delay as possible, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Senator Page offered the following amendment:

Amend House bill No. 13 as amended on page 67, line 24, by striking out the figures "\$5,500.00" and inserting in lieu thereof "\$4,000.00."

Senator Floyd offered the following amendment to the amendment:

Amend the amendment by inserting in lieu of "\$4,000.00" the figures "\$3,500.00."

FLOYD.

On motion of Senator Dayton, the amendment to the amendment was tabled.

Action recurred upon the pending amendment by Senator Page and the same was lost by the following vote:

Yeas—8.

Floyd.	Page.
King.	Robbins.
Lattimore.	Strickland.
McNealus.	Sulter.

Nays—19.

Bee.	Henderson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	Johnston of Harris.
Dayton.	Parr.
Dean.	Smith.
Decherd.	Westbrook.
Gibson.	Woodward.
Harley.	

Absent.

Bailey.	McCollum.
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Absent—Excused.

Alderdice.	Hall.
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Senator Floyd offered the following amendment:

Amend the bill, page 70, by striking out line 8.

McNEALUS.
 FLOYD.

Senator Hudspeth moved to table the amendment, which motion prevailed by the following vote:

Yeas—15.

Bee.	Hudspeth.
Buchanan of Scurry.	Johnson of Hall.
Caldwell.	King.
Clark.	Lattimore.
Dayton.	Page.
Dean.	Parr.
Decherd.	Westbrook.
Hopkins.	

Nays—7.

Buchanan of Bell.	Smith.
Floyd.	Strickland.
McNealus.	Suiter.
Robbins.	

Present—Not Voting.

McCollum.

Absent.

Bailey.	Johnston of Harris.
Gibson.	Woodward.
Henderson.	

Absent—Excused.

Alderdice.	Harley.
Hall.	

(President Pro Tem. Suiter in the chair.)

Senator Floyd offered the following amendment:

Amend the bill, page 77, by striking out line 15.

On motion of Senator Hudspeth the amendment was tabled by the following vote:

Yeas—18.

Bee.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Clark.	Lattimore.
Dayton.	McCollum.
Dean.	Page.
Henderson.	Parr.
Hopkins.	Westbrook.
Hudspeth.	Woodward.

Nays—6.

Floyd.	Smith.
McNealus.	Strickland.
Robbins.	Suiter.

Present—Not Voting.

Buchanan of Bell. Decherd.

Absent.

Bailey.	Gibson.
Absent—Excused.	

Alderdice.	Harley.
Hall.	

Senator Hudspeth offered the following amendments which were read and adopted, being voted on separately:

(8.) Amend the bill on page 78, line 20, by striking out the following "(2nd year) 2."

(9.) Amend the bill on page 80, line 28, by striking out the following: "8,500.00" and inserting in lieu thereof "85,000.00."

Senator Dean offered the following amendment, which was read and adopted:

(10) Amend by striking out lines 14 to 33 inclusive, page 93.

DEAN.

Senator Hudspeth moved the previous question on the passage of the bill to its third reading, which being duly seconded, the main question was ordered by the following vote:

Yeas—17.

Bee.	Johnson of Hall.
Clark.	Johnston of Harris.
Dayton.	King.
Dean.	McCollum.
Decherd.	Page.
Harley.	Parr.
Henderson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Nays—7.

Buchanan of Scurry.	Smith.
Floyd.	Strickland.
Lattimore.	Suiter.
Robbins.	

Absent.

Bailey.	Gibson.
Buchanan of Bell.	McNealus.
Caldwell.	

Absent—Excused.

Alderdice.	Hall.
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The bill was read second time and passed to its third reading by the following vote:

Yeas—20.

Bee.	Caldwell.
Buchanan of Scurry.	Clark.

Dayton.	Johnston of Harris.
Dean.	King.
Decherd.	Lattimore.
Harley.	McCollum.
Henderson.	Page.
Hopkins.	Parr.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Nays—5.

Floyd.	Strickland.
Robbins.	Sulter.
Smith.	

Absent.

Bailey.	Gibson.
Buchanan of Bell.	McNealus.

Absent—Excused.

Alderdice.	Hall.
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On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 13 put on its third reading and final passage by the following vote:

Yeas—23.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	Page.
Dean.	Parr.
Decherd.	Smith.
Harley.	Sulter.
Henderson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Nays—3.

Floyd.	Strickland.
Robbins.	

Absent.

Bailey.	McNealus.
Gibson.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

Senator Westbrook moved to reconsider the vote by which House Bill No. 13 was passed and table the motion to reconsider.

The motion to table prevailed.

Reasons for Vote.

We voted against Senate Bill 13,

known as the Educational Budget because,

First: The previous question was ordered which precluded debate on several important matters which we thought were exorbitant.

Second: The salaries of the presidents of State schools of the same rank were not uniform. For example, the president of C. I. A. receives a salary of \$5,500 per year and the presidents of all the state normals get \$3,000 per year and the previous question was invoked before we had time to reach the consideration of the West Texas Normal.

Smith, Robbins, Floyd, Strickland, Sulter.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable S. W. Sholars, I hereby submit for your consideration a bill, hereto attached, being an Act enlarging and establishing the Cleveland Independent School District, Cleveland, Liberty County, Texas.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable J. T. Canales, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature being an Act to reorganize the Twenty-eighth Judicial District of the State of Texas; etc.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby respectfully submit for your consideration the matter of placing:

under the control of the University of Texas for the use and benefit of the University, the buildings and grounds now occupied by the State Institution for the Blind. The said buildings and grounds to be under the management of the University upon the completion of the new buildings for the Blind Institute.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 86, A bill to be entitled "An Act to amend Chapter 189 of the General Laws passed by the Thirty-fifth Legislature of the State of Texas, 1917, entitled 'An Act to amend Section 8, Chapter 119 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, 1911,' relating to official shorthand reporters' compensation in certain counties, and declaring an emergency."

Respectfully,
BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 90, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads or branches or any part thereof within the time required by law, and declaring an emergency."

Respectfully,
BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bill:

H. B. No. 37, A bill to be entitled "An Act granting to the City of Austin, for public purposes only, certain land lying between the Colorado River and outlots 1 and 11 in Division Z in the City of Austin, upon certain terms and conditions and reserving to the State certain rights therein; providing for the forfeiture of said land to the State of Texas if used for other purposes than public purposes, and declaring an emergency," with engrossed rider.

Respectfully,
BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 14, A bill to be entitled "An Act to make appropriations for deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1912, 1913, 1914, 1915 and 1916, to cover duly authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law, and declaring an emergency."

Respectfully,
BOB BARKER,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (President Pro Tem. Suiter,) had referred, after their captions had been read, the following bills:

H. B. No. 86, referred to Committee on Civil Jurisprudence.

H. B. No. 90, referred to Committee on Labor.

H. B. No. 37, referred to Committee on State Affairs.

H. B. No. 14, referred to Committee on Finance.

Senate Bill No. 45.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 45, A bill to be entitled

"An Act making appropriations for the support of the State Government for two years, beginning September 1, 1917, and ending August 31, 1919, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Senator Johnson of Hall moved that the bill be considered one department at a time in the order in which they appear in the bill.

The motion prevailed.

Executive Office.

Senator Lattimore offered the following amendment:

(1) Amend Senate Bill No. 45, page 1, line 23, by adding at the end of said line the following: "or at the request of any citizen of this State."

The amendment was read and adopted.

Mansion and Grounds.

Senator Westbrook offered the following amendment:

Amend the bill on page 3 by striking out the word "individuals" in line 18, and by striking out the figures "\$2,000.00-\$2,000.00" and inserting in lieu thereof the figures "\$1,000.00-\$1,000.00" in said line.

Senator Lattimore offered the following substitute for the pending amendment:

Amend Senate Bill No. 45, page 3, line 18, by striking out the words "and incidentals" and insert the following: "and telephones."

Senator Hudspeth moved to table the substitute.

Pending.

Recess.

At 12:20 o'clock p. m., on motion of Senator Clark, the Senate recessed until 2:30 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 17, Granting leave of absence to Hon. Joe Burkett.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 46, A bill to be entitled "An Act to establish and fix the salaries of certain officers of the State Government of the State of Texas, their assistants, deputies, clerks and other employees, providing for the necessary traveling and other expenses incurred by such officers, assistants, deputies, clerks, and other employees in the discharge of their duties, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 57, A bill to be entitled "An Act to validate purchases of school land made on condition of settlement and residence in cases where the purchasers have failed to file affidavits of settlement within the time required by law, and to validate and provide for the issuance of certificates of occupancy in cases where the purchasers shall reside on their lands for the period of time required by law, and declaring an emergency."

Does not concur in Senate amendments to House Bills Nos. 1, 2 and 13, and requests the appointment of free conference committees.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 15, A bill to be entitled "An Act to make appropriations to cover authorized deficiencies for the fiscal year ending August 31, 1916, and to cover deficiencies for a portion of the fiscal year ending August 31, 1917, and declaring an emergency."

H. B. No. 76, A bill to be entitled "An Act authorizing the Governor of the State of Texas to make sale of lands mentioned and execute a deed conveying to the Independent Order of Odd Fellows' Widows and Orphans Home an undivided one-half interest in and to a certain two acres of land, being a part of the lands now used and occupied by the State Orphan Home, such lands so conveyed to be for the joint use and occupancy of the said Independent Order of Odd Fellows' Widows and Orphans Home and State Orphan Home for the sinking thereon of a deep water well and a water supply for the two institutions, and declaring an emergency."

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House concurs in Senate amendment to House Bill No. 20 by the following vote: Yeas, 100; nays, 3.

Passed:

S. B. No. 28, A bill to be entitled "An Act to provide for the organization of a 'Ranger Home Guard,' and declaring an emergency," with amendments.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after their captions had been read, the following House bills:

H. B. No. 57, referred to Commit-

tee on Public Lands and Land Office.

H. B. No. 46, referred to Committee on Finance.

H. B. No. 15, referred to Committee on Finance.

H. B. No. 76, referred to Committee on Public Buildings and Grounds.

Committee Alteration.

The Chair laid before the Senate the following:

Senate Chamber.

Austin, Texas, May 14, 1917.

Hon. W. P. Hobby President of the Senate:

Sir: On account of other important business, which will render it impossible for me to efficiently serve on such committee, I hereby respectfully tender my resignation as a member of the committee, created under Senate Resolution No. 29, and ask that the same be accepted.

Respectfully,

JNO. H. BAILEY.

The resignation was read and accepted by the Senate, and the Chair appointed Senator Page to serve as a member of committee in the place vacated by Senator Bailey.

Senate Bill No. 28—House Amendments Concurred In.

Senator Parr called up for consideration of House amendments to

Senate Bill No. 28, providing for the organization of the State Ranger force for the protection of the Texas border, etc.

The following House amendments were laid before the Senate, read and on motion of Senator Parr, were adopted:

(1) Amend Senate Bill No. 28, Section 6, line 10, page 3, by adding after the word "pay" the following: "rations and forage".

(2) Amend Senate Bill No. 28, Section 6, line 7, page 3, by adding after the word "salaries" the following: "rations and forage".

(3) Amend Senate Bill No. 28, Section 6, line 10, page 3, by adding after the word "salaries" the following: "rations and forage".

House Bill No. 2—Free Conference Committee Elected.

Senator Dayton made the following written motion:

I move that the Senate grant the request of the House for a Free Conference on House Bill No. 2, and recommend that the following members be elected to serve on said committee:

Hudspeth, Bee, Decherd, Dean, Page.

DAYTON.

The motion was read and adopted, carrying the election of the committee named therein.

House Bill No. 1—Free Conference Committee Elected.

Senator Dayton made the following motion in writing:

I move that the Senate grant the request of the House for a Free Conference on House Bill No. 1, and recommend that the following members be elected to serve on said committee:

Hudspeth, Caldwell, Bee, Westbrook, Dean.

DAYTON.

The motion was read and adopted carrying the election of the committee named.

House Bill No. 13—Free Conference Committee Elected.

Senator Dayton made the following written motion:

I move that the Senate grant the request of the House for a Free Conference on House Bill No. 13, and recommend that the following members be elected to serve on said committee:

Hudspeth, Caldwell, Dean, Hopkins, Decherd.

DAYTON.

The motion was read and adopted, carrying the election of the committee above named.

Senator Clark moved that Senator Westbrook's name be substituted for that of Senator Hudspeth on the above Free Conference Committee.

The motion was adopted.

House Bill No. 76.

(By unanimous consent.)

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 76 put on its second reading by the following vote:

Yeas—23.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Gibson.	Robbins.
Harley.	Smith.
Henderson.	Suiter.
Hopkins.	

Absent.

Decherd.	Strickland.
Floyd.	Westbrook.
King.	Woodward.

Absent—Excused.

Alderdice.	Hall.
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The Chair laid before the Senate on second reading:

H. B. No. 76, A bill to be entitled "An Act authorizing the Governor of the State of Texas to make sale of lands mentioned and execute a deed conveying to Independent Order of Odd Fellows' Widows and Orphans Home an undivided one-half interest in and to a certain two acres of land, being a part of the lands now used and occupied by the State Orphans Home, such lands so conveyed to be for the joint use and occupancy of the said Independent Order of Odd Fellows' Widows and Orphans Home and State Orphan Home for the sinking thereon of a deep wated well and a water supply for the two institutions, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 76 put on its third reading and final passage by the following vote:

Yeas—22.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Harley.	Robbins.
Henderson.	Smith.
Hopkins.	Suiter.

Absent.

Decherd.	Strickland.
Floyd.	Westbrook.
Gibson.	Woodward.
Johnston of Harris.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator McNealus, was passed by the following vote:

Yeas—22.

Bailey.	Hudspeth.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Clark.	Lattimore.
Dayton.	McNealus.
Floyd.	Page.
Gibson.	Parr.
Harley.	Robbins.
Henderson.	Smith.
Hopkins.	Suiter.

Absent.

Bee.	Strickland.
Dean.	Westbrook.
Decherd.	Woodward.
McCollum.	

Absent—Excused.

Alderdice.	Hall.
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House Bill No. 90.

(By unanimous consent.)

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 90 put on its second reading by the following vote:

Yeas—22.

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Smith.
Gibson.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.

Absent.

Clark.	King.
Floyd.	Robbins.
Harley.	Strickland.
Henderson.	

Absent—Excused.

Alderdice.	Hall.
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The Chair laid before the Senate, on second reading,

H. B. No. 90, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail, to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 90 put on its third reading and final passage by the following vote:

Yeas—27.

Bailey.	Johnston of Harris.
Bee.	King.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Harley.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Henderson. Hopkins.
Absent—Excused.

Alderdice. Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed by the following vote:

Yeas—26.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Harley.	Westbrook.
Henderson.	Woodward.

Absent.

Hopkins. McNealus
McCollum.

Absent—Excused.

Alderdice. Hall.

At Ease.

By unanimous consent and on request of Senator Hudspeth the Senate stood at ease for five minutes.

Senate Bill No. 45.

The Chair laid before the Senate as pending business on second reading:

Senate Bill No. 45, the appropriation bill for support of the departments of the State Government.

The question being upon the motion to table the substitute by Senator Lattimore for the pending amendment of Senator Westbrook.

The motion to table was lost by the following vote:

Yeas—13.

Bee.	Hudspeth.
Caldwell.	King.
Clark.	McCollum.
Dayton.	Page.
Decherd.	Parr.
Harley.	Woodward.
Hopkins.	

Nays—14.

Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Dean.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Johnson of Hall.	Suiter.
Johnston of Harris.	Westbrook.

Absent.

Bailey. Henderson.

Absent—Excused.

Alderdice. Hall.

Action recurred upon the substitute amendment and the same was substituted by the following vote:

Yeas—15.

Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Clark.	Robbins.
Dean.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	

Nays—12.

Bee.	Hudspeth.
Caldwell.	King.
Dayton.	McCollum.
Decherd.	Page.
Harley.	Parr.
Hopkins.	Woodward.

Absent.

Bailey. Henderson.

Absent—Excused.

Alderdice. Hall.

The amendment as substituted was then adopted by the following vote:

Yeas—15

Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McNealus.
Clark.	Robbins.
Dean.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	

Nays—12.

Bee.	Harley.
Caldwell.	Hopkins.
Dayton.	Hudspeth.
Decherd.	King.

McCollum. Parr.
Page. Woodward.

Absent.

Bailey. Henderson.

Absent—Excused.

Alderdice. Hall.

The budget for Mansion and Grounds as amended was then adopted.

(Senator Bailey in the chair.)

Board of Pardon Advisers.

Senator Gibson offered the following amendment which was read and adopted:

(3.) Amend the bill, line 3, page 4, by inserting (2) after the word "at."

Senator Lattimore offered the following amendment:

Amend bill, page 4, by striking out line 5.

Senator Hudspeth moved to table the amendment.

The motion prevailed.

On motion of Senator Caldwell the budget for the Board of Pardon Advisers was adopted.

Department of State.

Senator Caldwell offered the following amendment:

Amend Senate Bill 45, page 5, line 15, by striking out the figures "\$200.00," and inserting in lieu thereof the following: "\$247.00."

Senator Johnson of Hall, moved to table the amendment, which motion was adopted.

Senator Robbins offered the following amendment which was read and adopted:

(4.) Amend Senate Bill No. 45, page 5, by striking out all of lines 10, 11, 12 and 13 and renumbering all lines below.

Senator Robbins offered the following amendment:

Amend Senate Bill No. 45, page 4, by striking out all of lines 30 and 31 and by renumbering line 32.

Senator Lattimore offered the following substitute for the pending amendment:

Amend bill page 4, by striking out lines 26, 27 and 29; and to change the figures "\$1,500.00" in each year in lines 28 and 30 and insert in lieu thereof the figures "\$1,350.00" and by striking out the figures "\$1,350.00" in line 32 and insert in lieu thereof the figures "\$1,200.00."

15—1C

By unanimous consent the pending amendment was withdrawn.

Seator Hudspeth moved to table the amendment of Senator Lattimore.

The Chair divided the question and the amendment to strike out lines 26 and 27 was tabled by the following vote:

Yeas—17.

Bailey.	Henderson.
Bee.	Hopkins.
Caldwell.	Hudspeth.
Clark.	Johnson of Hall.
Dayton.	Page.
Dean.	Parr.
Decherd.	Westbrook.
Gibson.	Woodward.
Harley.	

Nays—9.

Buchanan of Bell.	Robbins.
Buchanan of Scurry.	Smith.
Floyd.	Strickland.
Lattimore.	Suiter.
McNealus.	

Absent.

Johnston of Harris. McCollum.
King.

Absent—Excused.

Alderdice. Hall.

The motion to table the amendment to strike out line 29 prevailed by the following vote:

Yeas—18.

Bailey.	Harley.
Bee.	Henderson.
Buchanan of Bell.	Hopkins.
Caldwell.	Hudspeth.
Clark.	Johnson of Hall.
Dayton.	Page.
Dean.	Parr.
Decherd.	Westbrook.
Gibson.	Woodward.

Nays—8.

Buchanan of Scurry.	Robbins.
Floyd.	Smith.
Lattimore.	Strickland.
McNealus.	Suiter.

Absent.

Johnston of Harris. McCollum.
King.

Absent—Excused.

Alderdice. Hall.

The motion to table the amendment to change in line 30 the figures,

"\$1,500.00" to "\$1,350.00" prevailed by the following vote:

Yeas—16.

Bailey.	Henderson.
Bee.	Hopkins.
Caldwell.	Hudspeth.
Clark.	Johnson of Hall.
Dayton.	Page.
Dean.	Parr.
Decherd.	Westbrook.
Harley.	Woodward.

Nays—9.

Buchanan of Bell.	Robbins.
Buchanan of Scurry.	Smith.
Floyd.	Strickland.
Lattimore.	Suiter.
McNealus.	

Absent.

Gibson.	King.
Johnston of Harris.	McCollum.

Absent—Excused.

Alderdice.	Hall.
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The motion to table the amendment to change in line 32 the figures "\$1,350.00" to "\$1,200.00" prevailed by the following vote:

Yeas—19.

Bailey.	Hopkins.
Bee.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	McNealus.
Dayton.	Page.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Westbrook.
Gibson.	Woodward.
Henderson.	

Nays—5.

Buchanan of Bell.	Strickland.
Buchanan of Scurry.	Suiter.
Lattimore.	

Present—Not Voting.

Johnston of Harris.

Absent.

Harley.	McCollum.
King.	Parr.

Absent—Excused.

Alderdice.	Hall.
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The budget for the Department of State as amended was adopted.

State Revenue Department.

Senator Lattimore offered the following amendment:

Amend Senate Bill No. 45, page 6, by striking out lines 9 and 10.

Senator Hudspeth moved to table the amendment, which motion prevailed by the following vote:

Yeas—17.

Bailey.	Hopkins.
Bee.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	Johnston of Harris.
Dayton.	Page.
Dean.	Parr.
Decherd.	Westbrook.
Harley.	Woodward.
Henderson.	

Nays—9.

Buchanan of Bell.	Robbins.
Buchanan of Scurry.	Smith.
Floyd.	Strickland.
Lattimore.	Suiter.
McNealus.	

Absent.

Gibson.	McCollum.
King.	

Absent—Excused.

Alderdice.	Hall.
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The budget for the State Revenue Department was adopted.

Department of Public Buildings and Grounds.

Senator Lattimore offered the following amendment:

Amend bill, page 7, by striking out lines 19, 20, 21, 22 and 23.

Senator Hudspeth moved to table the amendment and the motion prevailed by the following vote:

Yeas—14.

Bee.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	McCollum.
Dayton.	Page.
Dean.	Parr.
Harley.	Smith.
Hopkins.	Westbrook.

Nays—5.

Lattimore.	Strickland.
McNealus.	Suiter.
Robbins.	

Present—Not Voting.

Buchanan of Scurry. Johnston of Harris.

Absent.

Bailey. Gibson.
 Buchanan of Bell. Henderson.
 Decherd. King.
 Floyd. Woodward.

Absent—Excused.

Alderdice. Hall.

(Senator Page in the chair.)

Senator Suiter offered the following amendment:

Amend Senate Bill No. 45, page 7, line 18, by striking out the words "and contingencies" after the word "full" and insert "and" before the word "full."

Senator Johnson of Hall moved to table the amendment, which motion prevailed by the following vote:

Yeas—18.

Bailey. Harley.
 Bee. Hopkins.
 Buchanan of Scurry. Hudspeth.
 Caldwell. Johnson of Hall.
 Clark. King.
 Dayton. McCollum.
 Dean. Page.
 Decherd. Parr.
 Gibson. Westbrook.

Nays—5.

Lattimore. Strickland.
 McNealus. Suiter.
 Robbins.

Present—Not Voting.

Buchanan of Bell. Johnston of Harris. Floyd.

Absent.

Henderson. Woodward. Smith.

Absent—Excused.

Alderdice. Hall.

Senator Strickland offered the following amendment:

Senator Johnson of Hall moved to table the amendment.

The motion was lost by the following vote:

Yeas—12.

Bailey. Clark.
 Bee. Dean.

Decherd.
 Gibson.
 Harley.
 Hopkins.

Hudspeth.
 Johnson of Hall.
 Page.
 Parr.

Nays—13.

Buchanan of Bell. Lattimore.
 Buchanan of Scurry. McCollum.
 Caldwell. McNealus.
 Dayton. Robbins.
 Floyd. Strickland.
 Henderson. Suiter.
 Johnston of Harris.

Absent.

King. Westbrook.
 Smith. Woodward.

Absent—Excused.

Alderdice. Hall.

The amendment was lost by the following vote:

Yeas—13.

Buchanan of Bell. Lattimore.
 Buchanan of Scurry. McCollum.
 Caldwell. McNealus.
 Dayton. Robbins.
 Floyd. Strickland.
 Henderson. Suiter.
 Johnston of Harris.

Nays—13.

Bailey. Hopkins.
 Bee. Hudspeth.
 Clark. Johnson of Hall.
 Dean. Page.
 Decherd. Parr.
 Gibson. Westbrook.
 Harley.

Absent.

King. Woodward.
 Smith.

Absent—Excused.

Alderdice. Hall.

Senator Hudspeth moved the previous question on the adoption of the budget, which being duly seconded, was ordered.

The budget as amended was adopted.

On motion of Senator Hudspeth the budget for the Inspector of Masonry, Public Buildings and Works was adopted.

Department of Insurance and Banking.

Senator Dayton offered the following amendment:

(5.) Amend Senate Bill No. 45,

page 11, line 11 by striking out the word "commission" and insert the word "commissioner."

The budget as amended was adopted.

State Fire Insurance Commission.

On motion of Senator Hudspeth the budget was adopted.

Employers' Liability Act.

Texas Library and Historical Commission.

On motion of Senator Hudspeth the foregoing budgets were adopted:

State Tax Board.

Senator Hudspeth offered the following amendment which was read and adopted:

(6.) Amend the bill by striking out the following: line 8, page 4; line 20, page 19; lines 6 and 7, page 26.

Senator Dayton offered the following amendment, which was read and adopted:

(7.) Add to line 19, page 19 the words "traveling expenses \$200.00 and \$200.00."

The budget as amended was adopted.

State Purchasing Agent.

Senator Caldwell offered the following:

Amend bill page 20, line 5 by striking out "\$1,800.00" wherever it appears and insert in lieu thereof "\$2,000.00."

On motion of Senator Hudspeth, the amendment was tabled.

On motion of Senator Hudspeth the budgets for the following departments were adopted:

Public Printing.

Bureau of Labor Statistics.

Recess.

At 6:50 o'clock p. m., Senator Hudspeth moved that the Senate recess until 8:30 o'clock tonight.

The motion prevailed by the following vote:

Yeas—18.

Balley.	Gibson.
Bee.	Harley.
Buchanan of Scurry.	Henderson.
Caldwell.	Hopkins.
Clark.	Hudspeth.
Dayton.	Johnston of Harris.
Dean.	King.

McCollum.
Page.

Parr.
Suiter.

Nays—5.

Buchanan of Bell. Robbins.
Lattimore. Smith.
McNealus.

Present—Not Voting.

Johnson of Hall.

Absent.

Decherd. Westbrook.
Floyd. Woodward.
Strickland.

Absent—Excused.

Alderdice. Hall.

After Recess.

(Night Session.)

The Senate was called to order by President Pro Tem. Suiter.

House Bill No. 90—Recalled from the House.

Senator Hudspeth made the following written motion:

I move that House Bill No. 90 be recalled from the House of Representatives for correction.

HUDSPETH,
McNEALUS.

The motion was read and adopted.

Refusal to Adjourn.

At 8:35 o'clock p. m., Senator Caldwell moved to adjourn until 9:30 o'clock tomorrow.

The motion was lost by the following vote:

Yeas—6.

Caldwell.	Lattimore.
Floyd.	McNealus.
Johnson of Hall.	Robbins.

Nays—9.

Bee.	Johnston of Harris.
Buchanan of Scurry.	King.
Dean.	Parr.
Hopkins.	Suiter.
Hudspeth.	

Absent.

Bailey.	Henderson.
Buchanan of Bell.	McCollum.
Clark.	Page.
Dayton.	Smith.
Decherd.	Strickland.
Gibson.	Westbrook.
Harley.	Woodward.

Absent—Excused.

Alderdice.	Hall.
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Call of the Senate.

There being no quorum present, Senator McNealus moved a call of the Senate for the purpose of securing and maintaining a quorum. The motion being duly seconded, the Chair directed the roll called, the following Senators being present:

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Dayton.	Lattimore.
Dean.	McNealus.
Decherd.	Parr.
Hopkins.	Robbins.
Hudspeth.	Suiter.

Absent.

Bailey.	McCollum.
Caldwell.	Page.
Clark.	Smith.
Floyd.	Strickland.
Gibson.	Westbrook.
Harley.	Woodward.
Henderson.	

Absent—Excused.

Alderdice.	Hall.
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Refusal to Adjourn.

Senator McNealus moved that the Senate adjourn until 10 o'clock tomorrow.

Senator Hudspeth made the point of order that a motion to adjourn is not in order at this time for the reason that no business had been transacted since a motion to adjourn was lost.

The motion to adjourn was lost by the following vote:

Yeas—4.

Buchanan of Bell.	Lattimore.
Floyd.	McNealus.

Nays—16.

Bee.	Hopkins.
Buchanan of Scurry.	Hudspeth.
Caldwell.	Johnston of Harris.
Clark.	King.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Harley.	Suiter.

Present—Not Voting.

Johnson of Hall.

Absent.

Bailey.	Smith.
Gibson.	Strickland.
Henderson.	Westbrook.
McCollum.	Woodward.

Absent—Excused.

Alderdice.	Hall.
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The Chair announced the arrival of several Senators and that a quorum was present, and directed the doors of the Senate opened.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has appointed the following

Conferees on House Bill No. 1, Messrs. Miller of Dallas, Martin, Cox, Mendell, Dodd.

On House Bill No. 2, Messrs. Dudley, Nordhaus, Moore, Smith of Hopkins, Hudspeth.

On House Bill No. 13, Messrs. Peyton, Thomason of Nacogdoches, Mendell, Davis of Grimes, Valentine.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

Simple Resolution No. 42.

(By unanimous consent.)

Whereas, Mr. A. B. Davidson, a distinguished citizen of Cuero, ex-Lieutenant Governor and ex-State Senator, is in the city; be it

Resolved, That the privileges of the Senate be and they are hereby

extended to him and he be invited to address the Senate.

BAILEY.

The resolution was read and adopted.

Hon. A. B. Davidson addressed the Senate briefly.

House Bill No. 54.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

H. B. No. 54, A bill to be entitled "An Act creating the Hemphill Independent School District No. 1, in Sabine County, Texas, etc., and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and, on motion of Senator King, passed to its third reading.

Senate Bill No. 45.

The Chair laid before the Senate as pending business on its second reading, Senate Bill No. 45 (the appropriation bill for the support of State departments), the question being upon the Adjutant General's Department.

Senator Robbins offered the following amendment:

Amend Senate Bill No. 45, page 22, by striking out all of line 32 and by striking out all of line 3 on page 23 and by renumbering all lines below.

On motion of Senator Hudspeth the amendment was tabled.

Senator Hudspeth offered the following amendment which was read and adopted:

(8) Amend the bill page 22, by adding at the end of line 29 the following: "\$480.00 and \$480.00".

The budget as amended was adopted.

On motion of Senator Hudspeth the budgets for State Board of Health and Game, Fish and Oyster Commissioner were adopted.

Live Stock Sanitary Commission.

Senator Hudspeth offered the following amendments which were read and adopted, being voted on separately:

(9) Amend the bill on page 32,

line 11, by striking out the figures "\$2,500.00" and inserting in lieu thereof "\$2000.00".

(10) Amend the bill on page 32, line 25, by striking out the figures "\$1,300.00" and inserting in lieu thereof "\$1,800.00".

The budget as amended was adopted.

On motion of Senator Dean the budget for the State Mining Board was adopted.

On motion of Senator Hudspeth the budgets for the Pure Food Commissioner, the State Pension Department and Attorney General's Department were adopted.

On motion of Senator Bee the budget for the Department of Education was adopted.

On motion of Senator Clark the budget for the Treasurer's Department was adopted.

Comptroller's Department.

Senator Caldwell offered the following amendment:

Amend Senate Bill No. 45, page 43, by inserting between lines 21 and 22 the following: "Salary of chief bookkeeper in the Pension Department \$1500 each year."

McCOLLUM.

On motion of Senator Hudspeth the amendment was tabled.

Senator Dayton offered the following amendment:

Amend the bill page 44, line 24, by striking out the figures "\$10,000, and \$10,000.00" and insert in lieu thereof "\$50,000 and \$50,000.00."

On motion of Senator Clark the amendment was tabled.

The budget was adopted.

General Land Office.

Senator McNealus offered the following amendment:

Amend the printed bill, page 46, line 5, by adding after the words "Chief Clerk" the figures "\$2500.00 and \$2500.00" in lieu of the figures "\$2000.00 and \$2000.00".

McNealus, Hudspeth, Johnston of Harris.

Senator Dean moved to table the amendment and the motion prevailed.

Senator Hudspeth offered the following amendment which was read and adopted:

(11) Amend Senate Bill No. 45, by adding after the word "building"

in line 23, page 48, the following:
"And to furnish to the Federal Land Bank of Houston a map of each county in Texas, free of cost to the said bank"

Senator Dayton offered the following amendment:

Amend the bill, page 47, line 5, by striking out "\$1600.00 and \$1,600.00" and insert in lieu thereof "\$1800.00 and \$1800.00".

Senator Clark moved to table the amendment.

Pending.

Call of the Senate.

Senator McNealus raised the point of no quorum and demanded a roll call to ascertain if a quorum be present.

The roll call developed no quorum.

Senator Clark moved a call of the Senate for the purpose of obtaining and maintaining a quorum. The motion being duly seconded, the Chair directed the roll of the absentees called, the following Senators answering to their names:

Bailey.	Hopkins.
Bee.	Hudspeth.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Suiter.

Absent.

Buchanan of Bell.	McCollum.
Floyd.	Robbins.
Gibson.	Smith.
Harley.	Strickland.
Henderson.	Westbrook.
Johnson of Hall.	Woodward.
Lattimore.	

Absent—Excused.

Alderdice.	Hall.
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The Sergeant-at-Arms was directed to bring in the absentees.

Refusal to Adjourn.

Senator McNealus moved that the Senate adjourn until 10 o'clock tomorrow morning.

The motion was lost.

Pending a short delay Senators Buchanan of Bell, Floyd, Johnson of

Hall, Strickland and Robbins were announced, which completed a quorum.

The Chair directed the doors of the Senate opened.

Senate Bill No. 45.

(Pending.)

Action recurred upon Senate Bill No. 45, pending business, the question being on the motion of Senator Clark to table the amendment offered by Senator Dayton.

The motion to table prevailed.

The budget was adopted.

Railroad Commission.

Senator Bailey offered the following amendment:

Amend the bill, line 20, page 49, by striking out in both columns the figures 1800.00 and inserting in lieu thereof the figures \$2000.00.

BAILEY.

On motion of Senator Clark, the amendment was tabled.

The budget was adopted.

Department of Agriculture.

Senator Strickland offered the following amendment:

Amend the bill, pages 53, 54 and 55 by striking out the entire budget for the Warehouse and Marketing Department.

On motion of Senator Clark the amendment was tabled.

The budget was adopted.

On motion of Senator Hudspeth the budget for the State Reclamation Department was adopted.

Senator Dean offered the following amendment which was read and adopted:

(12) Amend the bill by striking out lines 4, page 60, to line 12, page 61, both inclusive.

Senator Hudspeth offered the following amendments which were read and adopted being voted on separately:

(13) Amend the bill page 59, lines 3 and 4 by striking out the following words "as specified in Chapter 145, Laws 1913."

(14) Amend Senate Bill No. 45, page 12, by inserting between the lines 19 and 20 the following: "Traveling expenses of 19 bank examiners, \$31,315.00 \$31,315.00."

(15) Amend the bill by striking out the figures \$1,200.00 for each year, page 7, line 8, and insert in lieu thereof \$1,440.00.

Senator Strickland offered the following amendment:

Amend Senate Bill No. 45 by striking out all therein relating to Inspector of Masonry.

On motion of Senator Hudspeth, the amendment was tabled.

On motion of Senator Hudspeth the bill was ordered engrossed.

Senator Hudspeth moved to lay the bill on the table subject to call.

The motion prevailed.

Simple Resolution No. 43.

(By unanimous consent.)

Whereas, Sunday, May 13, was Mother's Day, and whereas today is the first Legislative day thereafter,

Therefore, be it resolved, that when the Senate adjourns today it do so out of respect to the mothers of Texas, now living and to the memory of those who have been called from earth to heaven.

KING.

The resolution was read and unanimously adopted by a rising vote.

Adjournment.

At 10:30 o'clock p. m. on motion of Senator Clark the Senate adjourned until 9:30 o'clock tomorrow.

APPENDIX.

Petitions and Memorials.

Senator McNealus offered a memorial from Dallas urging the passage of the bill permitting cities and towns of over 30,000 to regulate their own theatres.

Senator Johnson offered a numerously signed petition from the Bexar County Humane Society opposing any appropriation for the Bureau of Child and Animal Protection.

Strong opposition is shown to the reduction of the salary of the Commissioner of Banking, as indicated by telegrams to Senators Floyd, Johnston, McNealus, Gibson and Dayton.

Numerously signed petitions and telegrams were offered by the fol-

lowing Senators in opposition to the "Full Crew Bill:" Johnston of Harris, McNealus, Buchanan of Bell, Gibson and Hall.

Senator Johnston of Harris offered a memorial from Houston asking his support of the "Full Crew Bill."

Idylwilde—Lines.

By S. R. Allen of Hamilton, inspired by reading an account in the Hamilton Herald of a barbecue tendered members of the Legislature at Idylwilde.

(Suited to the tune of Yankee Doodle, with apologies to Mr. Doodle.)

The Texas solon went from town,
In Fords and Franklin racers;
Devoured the barbecue and "Bud,"
With buttermilk for chasers.
He wore a red rose on his coat,
A smile upon his "upper."
He laughed and joked,
Till belt-buckle broke,
And he could eat no supper.

Chorus.

Texas solon dandy,
Buttermilk and brandy,
Mind the music and the pep,
And let the girls be handy.

To Idylwilde he hied away
To spend a day of pleasure;
He could not gauge his drinking right,
Because he had no measure.
His shoes were shined, his tie was
neat,
His wife he left behind him;
He swore of all things fresh and neat
The steno did remind him.

Texas solon dandy,
Buttermilk and brandy,
Mind the music and the pep
And let the girls be handy.

The bone-dry member came away
With fear and trepidation,
For fear the buttermilk he drank
Was spoiled by fermentation;
The sun it set in double orbs,
No crease was in his trousers,
He swore he could not see the town
There were so many houses.

Texas solon dandy,
Buttermilk and brandy,
Mind the music and the pep
And let the girls be handy.

The foregoing was offered by Senator Hudspeth.

Engrossing Committee Reports.

Committee Room,
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 67 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Vice Chairman.

Committee Room,
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills has had Senate Bill No. 68 carefully compared, and finds the same correctly engrossed.

WESTBROOK, Vice Chairman.

Committee Reports.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 13, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 37, A bill to be entitled "An Act granting to the City of Austin, for public purposes only, certain land lying between the Colorado River and outlots 1 and 11, in Division "Z," in the City of Austin, Texas, upon certain terms and conditions; and reserving to the State certain rights therein; providing for the forfeiture of said land to the State of Texas if used for other purposes than public purposes, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

McCollum, Chairman; Strickland, Smith, Robbins, Gibson, Dayton, Westbrook, Lattimore, King.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

H. B. No. 90, A bill to be entitled "An Act for the relief of railway cor-

porations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass and be not printed at all.

McNealus, Chairman; Clark, Bee, Strickland, Hudspeth, Smith, Henderson, Lattimore, Suiter.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 85, A bill to be entitled "An Act to amend Section 1, Chapter 52 of the General Laws of the Thirty-fifth Legislature, so as to provide for the holding of four terms of court in Taylor County, Texas, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Buchanan of Scurry, Chairman; Dean, McCollum, Suiter, Parr, Henderson.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 86, A bill to be entitled "An Act to amend Chapter 189 of the General Laws passed by the Thirty-fifth Legislature of the State of Texas, 1917, entitled, 'An Act to amend Section 8, Chapter 119, of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, 1911,' relating to official shorthand reporters' compensation in certain counties, and declaring an emergency,"

Have had the same under consideration, and we beg to report the same back to the Senate, with the

recommendation that it do pass, and that it be not printed.

Bailey, Chairman; Henderson, Bee, Harley, Hopkins, Suiter, Lattimore, Dean.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 57, A bill to be entitled "An Act to validate purchases of school lands made on condition of settlement and residence in cases where the purchasers have failed to file affidavits of settlement within the time required by law, and to validate and provide for the issuance of certificates of occupancy in cases where the purchasers shall reside on their lands for a period of time required by law, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Parr, Chairman; Buchanan of Bell, Buchanan of Scurry, Johnson, Dayton, Decherd.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred

H. B. No. 76, A bill to be entitled "An Act authorizing the Governor of the State of Texas to make sale of lands mentioned and execute a deed conveying to the Independent Order of Odd Fellows' Widows and Orphans Home an undivided one-half interest in and to a certain two acres of land, being a part of the lands now used and occupied by the State Orphan Home, such lands so conveyed to be for the joint use and occupancy of the said Independent Order of Odd Fellows' Widows and Orphans Home and State Orphan Home for the sinking thereon of a deep water well and a water supply for the two institutions, and declaring an emergency,"

Have had the same under consid-

eration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Buchanan of Bell, Chairman; Floyd, Buchanan of Scurry, Henderson, Caldwell, Westbrook.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

S. B. No. 71, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Section 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of court in the criminal and civil district courts for the Counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the district courts in Willacy and Cameron Counties and to repeal all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Buchanan of Scurry, Chairman; Suiter, Parr, Henderson, Dean, Johnston of Harris, King.

(Floor Report.)

Senate Chamber,
Austin, Texas, May 14, 1917.
Hon. W. P. Hobby, President of the Senate:

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 75, A bill to be entitled "An Act to amend Article 5890, Chapter 3, Title 91, of the Revised Civil Statutes of 1911 of the State of Texas pertaining to the unlawful disposition of property, illegal wearing of uniform and the discrimination against any person lawfully wearing the uniform of the army, navy, marine corps or revenue cutter service of the United States, or of the national guard or naval service of this State, or otherwise in the mil-

itary or naval service of the United States or of this State, as prescribed for such person at that time or place by law, regulation of the service or custom on account of his wearing such uniform or of his being in such service and prescribing a penalty therefor, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass and be not printed.

Page, Chairman; Sulter, Dayton, Hudspeth, Caldwell, Lattimore, Henderson, King.

(Floor Report.)

Senate Chamber.

Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Labor, to whom was referred

S. B. No. 70, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail, to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency."

Have had the same under consideration and beg to report it back to the Senate with the recommendation that it do pass, and be not printed, but printed in the Journal.

McNealus, Chairman; Smith, Sulter, Lattimore, Hudspeth, Henderson, Bee, Strickland, Clark.

By Hudspeth. S. B. No. 70.

A BILL
To be entitled

An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail, to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the time in which any railway corporation chartered under the laws of the State of Texas since the first day of January, 1892,

or the charter of which has been amended since that date, is required to begin construction of its road, and construct, equip and put the same in good running order as required by Article 6633 of the Revised Statutes of the State of Texas of 1911, be and the same hereby is, as to any unfinished portion of such road, extended two years from the taking effect of this Act; and any railroad company having been chartered since January 1, 1892, or the charter to which has been amended since said date, which shall have forfeited its corporate existence or any of its rights and powers, or is about to do so, by reason of the failure to comply with said Article 6633 or any part of said Article, shall have restored and preserved to it its corporate existence, and it shall have and enjoy all of the corporate franchises, property rights and powers held or acquired by it previous to any cause of forfeiture as aforesaid; provided that no railway company which shall be revived or the time extended by virtue of this Act shall claim or exercise any franchise not allowed, granted or permitted to other railway corporations under the law as now in force in this State.

Sec. 2. Any railway corporation chartered since the first day of January, A. D. 1892, and which by its original charter or by amendment thereto, filed since said first day of January, A. D. 1892, has further provided for the locating, constructing, maintaining, owning and operating of any extension or branch line or lines of railway, and which has failed or is about to fail to complete the same, or any part thereof, within the time required by law shall, upon payment of all its franchise tax, be and is hereby restored to and granted all and singular the rights, privileges and franchises by its original charter, or by such amendments to its articles of incorporation, as if the same was filed and recorded in the office of the Secretary of State on the day of taking effect of this Act, and such corporation shall, upon payment of its franchise tax, be and is hereby authorized to project, complete, construct, own and operate any such extension and branch line or lines of railway under and as provided for in its charter or in any amendment to its articles of incorporation; provided, that such extension and branch line of railway shall be by such corpora-

tion completed and put in good running order at the rate of at least ten miles in one year from the taking effect of this Act, and twenty additional miles for each and every year thereafter, until all the branch line or lines of extension as provided for are completed; provided, that the provisions of this Act shall not apply to any railroad company which has been chartered by the State of Texas for a period of ten years or more, and which has twenty miles or less of railroad to build in order to comply with its original charter, or any amendment thereto.

Sec. 3. The fact that no good can result to the State from the forfeiture provided against in this Act, and that the public interest and convenience will be promoted, and citizens in many parts of the State having invested in railway enterprises subjected to great loss unless the relief herein provided for be granted, therefore an emergency and an imperative public necessity authorize the suspension of the constitutional rule requiring bills to be read on three several days is created, and it is so suspended, and demanding that the Act take effect and be in force from and after its passage, and it is so enacted.

TWENTIETH DAY.

Senate Chamber,
Austin, Texas,
Tuesday, May 15, 1917.

The Senate met at 9:30 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Hobby.

By unanimous consent the Chair announced that the Senate would stand at ease for thirty minutes, at the expiration of which time the roll was called, a quorum being present, the following Senators answering to their names:

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Parr.
Decherd.	Smith.
Floyd.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.

Absent.

Bailey.	Page.
Gibson.	Robbins.
Hopkins.	Suiter.
Hudspeth.	

Absent—Excused.

Alderdice.	Hall.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Bailey for today on account of important business on motion of Senator Buchanan of Bell.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator Bee.

S. B. No. 72, A bill to be entitled "An Act adding to and making a part of the Saspamco Independent School District of Bexar County, certain lands and territory adjoining thereto situate in Bexar County, for school purposes; giving the board of trustees of said district power and jurisdiction over said lands and territories, and the inhabitants thereof; exempting such added territory from the bonded indebtedness of the Saspamco School District now existing against said district; validating the incorporation proceedings of said independent school district, and its bonded indebtedness, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Hudspeth.

S. B. No. 73, A bill to be entitled "An Act amending Article 303, Revised Penal Code of Texas 1911, providing limitations and exceptions upon and to the provisions of Article